

1 Jon B. Fougner (State Bar No. 314097)  
2 jon@fougnerlaw.com  
3 600 California Street, 11th Floor  
4 San Francisco, California 94108  
5 Telephone: (415) 577-5829  
6 Facsimile: (206) 338-0783

7 *One of the Attorneys for Plaintiff Craig*  
8 *Cunningham*

9 UNITED STATES DISTRICT COURT  
10 CENTRAL DISTRICT OF CALIFORNIA  
11 SOUTHERN DIVISION

12 CRAIG CUNNINGHAM,

13 Plaintiff,

14 v.

15 PERFORMANCE SLC LLC,  
16 PERFORMANCE SETTLEMENT  
17 LLC, DANIEL J. CRENSHAW, and  
18 DOES 1-10,

19 Defendants.

Case No. 8:18-cv-01093-AG-AGR

**STATEMENT OF RECENT  
DECISION**

**Date:** Monday, September 9, 2019

**Time:** 10:30 a.m.<sup>1</sup>

**Location:** 411 W. 4th St., Santa Ana,  
CA 92701, Court 10D

**Judge:** Hon. Andrew J. Guilford

**Action Filed:** June 20, 2018

**Discovery Fact Cut-Off:** May 20,  
2019

**Final Pre-Trial Conference:**  
October 7, 2019

**Jury Trial:** October 22, 2019

24 On August 19, 2019, Plaintiff Craig Cunningham filed his opposition to  
25 Defendants' motion for summary judgment. (Dkt. No. 82.) That same day, this  
26

27  
28 <sup>1</sup> The Court hears civil motions on Mondays at 10:00 a.m. The motion was noticed  
for 10:30 a.m.

1 Court issued a ruling in *Sapan v. US Financial Options, LLC*, No. SACV 18-00753  
2 AG (JDEx), 2019 U.S. Dist. LEXIS 140298 (C.D. Cal. Aug. 19, 2019). Plaintiff  
3 respectfully files this statement of recent decision regarding *Sapan* as relevant to  
4 the pending motion for summary judgment.

5  
6 RESPECTFULLY SUBMITTED AND DATED on August 20, 2019.

7  
8 By: s/ Jon Fougner  
9 E-mail: jon@fougnerlaw.com

10 *One of the Attorneys for Plaintiff Craig*  
11 *Cunningham*  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28